

IN SENATE.

House bill No. 404, "An act to amend an act entitled 'An act to define trusts, and to provide for penalties and punishment of corporations, persons, firms and associations of persons connected with them, and to promote free competition in the State of Texas,' approved March 30, 1889."

Read first time and referred to Judiciary Committee No. 1.

By unanimous consent the following were offered:

By Senator Tips:

A bill to be entitled "An act to provide for the sale of all the unappropriated public lands of the State of Texas, including all the public lands heretofore set aside and reserved for sale by chapter 52 of the General Laws of the State of Texas, entitled 'An act to provide for the sale of a portion of the unappropriated public lands of the State of Texas, and investment of the proceeds of such sale,' approved July 14, 1879, and all laws amendatory thereof, and to repeal all laws and parts of laws in conflict herewith."

Read first time and referred to Committee on Public Lands.

By Senator Tips:

A bill to be entitled "An act to amend chapter 111 of the general laws of the Eighteenth Legislature of the State of Texas, approved April 14, 1883, and entitled 'An act authorizing the refunding from the State Treasury from deposits made to special funds to parties who may have paid the same in error and who may have received no consideration therefor.'"

Read first time and referred to Committee on Public Lands.

By Senator Bailey:

Resolved, That Committee Clerk R. C. Shelley be transferred to the engrossing department.

Adopted.

Senator Simpson moved to adjourn to 10 a. m. tomorrow.

Adjourned by the following vote:

Yeas—17.

Atlee.	Lawhon.
Bailey.	Lewis.
Colquitt.	McKinney.
Darwin.	Presler.
Dean.	Shelburne.
Dibrell.	Simpson.
Dickson.	Stafford.
Goss.	Whitaker.
Greer,	

Nays—8.

Agnew.	Sherrill.
Beall.	Steele.
Boren.	Tips.
Rogers.	Woods.

Absent, excused.

Gage.	Smith.
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McComb.

Absent, not excused.

Bowser.	Harrison.
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SIXTY-SIXTH DAY.

Senate Chamber,

Austin, Texas, March 29, 1895.

Senate met pursuant to adjournment. Lieutenant Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Agnew.	Lawhon.
Atlee.	Lewis.
Bailey.	McKinney.
Beall.	Presler.
Boren.	Rogers.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Darwin.	Simpson.
Dean.	Stafford.
Dibrell.	Steele.
Goss.	Tips.
Greer.	Whitaker.
Harrison.	Woods.

Absent, excused.

Gage.	Smith.
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McComb.

Absent, not excused.

Dickson.

Prayer by the Chaplain, Dr. Smoot.

Pending reading of the Journal of yesterday,

On motion of Senator McKinney, the same was suspended.

On motion of Senator Steele, Secretary Pool was excused for today and tomorrow on account of sickness in his family.

PETITIONS AND MEMORIALS.

By Senator Greer:

Petition from citizens of Jefferson county, asking for the enactment of a law to prevent hogs, sheep and goats from running at large.

Read and referred to Committee on Stock and Stockraising.

By Senator Whitaker:

Petition of citizens of Cass county, asking the passage of House bill No. 271, raising the school tax to the constitutional limit of 20 cents.

Read and referred to Committee on Education.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, March 29, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 268, being a bill to be entitled "An act to authorize the sale of the railroad and other property, and all the corporate franchises and privileges of the Texas Transportation Company to any railroad company owning or that may own a line or lines extending into the city of Houston, and owning tracks which connect or which may hereafter be connected with

the tracks of the said Texas Transportation Company, and conferring necessary power upon such company,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendment:

Add to section 1: "Provided, however, that nothing herein shall be so construed as to authorize any such sale to or purchase by any company owning or operating a parallel or competing line of railroad."

M'KINNEY, Chairman.

Committee Room,

Austin, Texas, March 29, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 49, being a bill to be entitled "An act to give jurisdiction to the several Courts of Civil Appeals over cases transferred from one of such courts to another under the direction of the Supreme Court, and providing for the transfer of such cases,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendment, to wit:

Amend by adding to section 1 the following: "Provided, that cases transferred from any Court of Civil Appeals shall be taken by consecutive numbers in the order in which they stand upon the docket."

LEWIS, Acting Chairman.

Committee Room,

Austin, Texas, March 29, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Stock and Stock-raising, to whom was referred

Senate bill No. 282, being a bill to be entitled "An act to amend articles 4604, 4605, 4606 and 4607, title 93, chapter 4, of the Revised Civil Statutes of the State of Texas, relating to the mode of preventing certain animals from running at large in counties and subdivisions,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LAWHON, Chairman.

Committee Room,

Austin, Texas, March 29, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 183, being "An act to restore and revive the charters of private corporations, chartered under the laws of the State of Texas, and all permits issued by the State of Texas to foreign corporations to transact business within this State, which have from failure to pay their annual franchise tax lapsed or

been declared forfeited by the Secretary of State,"

And find the same correctly enrolled, and have this day, at 11:50 a. m., presented the same to the Governor for his approval.

GREER, Chairman.

Committee Room,

Austin, Texas, March 29, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 6, being "An act concerning primary elections called and held by authority of any political party; to prevent illegal voting at same and false returns thereof, and to prevent the bribery of officers and voters, and providing penalties therefor,"

And find the same correctly enrolled, and have this day, at 11:50 a. m., presented the same to the Governor for his approval.

GREER, Chairman.

Call concluded.

HOUSE MESSAGE.

House of Representatives.

Austin, Texas, March 29, 1895.

Hon. Geo. T. Jester, President of the Senate:

I am directed by the House to inform the Senate that the House has passed the following bills, to wit:

House bill No. 464, a bill to be entitled "An act to protect from garnishment or any other legal process issued out of any of the courts of this State, all moneys arising under or by reason of any fire insurance policy, because of any loss or damage occasioned by the burning or damage or loss of any house, buildings or crops, on homesteads, when such property is exempt by law from forced sale, under the homestead or other exemption laws of this State, and to exempt such moneys so received from the payment of all debts, as such property would be, had it not been so damaged or destroyed."

Passed by two-thirds vote—Ayes 90, noes 5.

Senate bill No. 95, "An act to provide for the sale of all lands heretofore or hereafter surveyed and set apart for the benefit of the public free schools and the several asylums and the lease of such lands and of the public lands of the State, and the patenting of any part of said lands for church, cemetery or school house sites, and to prevent the free use, occupancy, unlawful enclosure or unlawful appropriation of such lands and to prescribe and provide adequate penalties therefor," with House amendments.

Passed by the following vote: Ayes 73, noes 26.

Senate bill No. 138, "An act to validate certain titles to lands located by virtue of certificates issued to railroad companies and now owned by purchasers in actual good faith for value, their heirs or assigns, and by actual settlers, or belong-

ing to public free school, University or asylum funds," with House amendments.

Passed by a two-thirds vote: Ayes 102, nays none.

Senate bill No. 270, "An act to authorize the Aransas Pass Harbor Company to purchase Harbor Island, on the coast of Texas, in order to encourage the procuring of deep water at Aransas Pass."

Passed by a two-thirds vote—Ayes 88, nays 11.

Also, that the House refuses to concur in Senate amendments to Substitute House bills Nos. 26 and 102, and asks for a free conference committee of said bill; and Messrs. McKinney, Blair, Martin of Kinney, Allen of Dallas and Burney have been appointed on said committee on part of the House.

Also, that the House has adopted the report of the free conference committee on House bill No. 540.

And that the House grants request of Senate to return Senate bill 77, and said bill is hereby returned.

Respectfully,

CHESTER HAILE, Chief Clerk.

On motion of Senator Woods, regular order of business was suspended to take up

Senate bill No. 275, being a bill to be entitled "An act to incorporate the city of Sherman, in Grayson county, and to fix the boundaries thereof, and to provide for the government and management of its affairs."

Bill read second time.

By Senator Woods:

Amend section 86, page 25, by striking out all of said section after the word "walks" in line 7.

Adopted.

Bill ordered engrossed.

On motion of Senator Woods, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—25.

Agnew.	Lewis.
Atlee.	McKinney.
Bailey.	Presler.
Beall.	Rogers.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Darwin.	Simpson.
Dean.	Stafford.
Dibrell.	Steele.
Goss.	Tips.
Greer.	Whitaker.
Harrison.	Woods.
Lawhon.	

Nays—none.

Absent, excused.

Gage.
McComb.

Absent—not excused.

Boren.
Dickson.

Bill read third time and passed.

Senator Colquitt called up

Senate bill No. 149, a bill entitled "An act to provide for the collection of taxes

heretofore levied and that may hereafter be levied; making such taxes a lien on the lands taxed; establishing and continuing such lien; providing for the sale and conveyance of lands delinquent for taxes since January 1, 1877, which may have been sold to the State, or to any county, city or town for the tax due thereon and not redeemed, or which may hereafter be sold to the State, or to any county, city or town to satisfy the lien thereon."

Which had been reported from House with amendments, and moved that the Senate refuse to concur in said amendments, and that a free conference committee be appointed.

Carried.

Senator Agnew called up and had re-committed

Senate bill No. 49, being a bill to be entitled "An act to give jurisdiction to the several Courts of Civil Appeal over cases transferred from one of such courts to another under the direction of the Supreme Court, and providing for the transfer of such cases."

On motion of Senator Sherrill, regular order of business was suspended to take up

House bill No. 579, "An act to validate the incorporation of cities and towns of one thousand inhabitants or over, which have heretofore attempted to be made under certain conditions."

Action being upon its passage to a third reading.

By Senator Lewis:

Amend by adding to section 1: "Provided, that nothing in this act shall be held to validate the incorporation of cities or towns that had less than one thousand inhabitants at the time of their attempted incorporation, as such cities or towns of one thousand inhabitants or over."

Adopted.

Bill passed to a third reading.

On motion of Senator Sherrill, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage, by the following vote:

Yeas—24.

Agnew.	Lewis.
Atlee.	McKinney.
Bailey.	Presler.
Beall.	Rogers.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Dean.	Simpson.
Dibrell.	Stafford.
Goss.	Steele.
Greer.	Tips.
Harrison.	Whitaker.
Lawhon.	Woods.

Nays—1.

Darwin.

Absent, excused.

Gage.
McComb.

Smith.

Absent, not excused.

Boren.

Dickson.

Bill read third time, and passed by the following vote:

Yeas—25.

Agnew.	Lewis.
Atlee.	McKinney.
Bailey.	Presler.
Beall.	Rogers.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Darwin.	Simpson.
Dean.	Stafford.
Dibrell.	Steele.
Goss.	Tips.
Greer.	Whitaker.
Harrison.	Woods.
Lawhon.	

Nays—none.

Absent, excused.

Gage.	Smith.
McComb.	

Absent, not excused.

Boren.	Dickson.
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On motion of Senator Bowser, regular order of business was suspended to take up

Senate bill No. 258, a bill entitled "An act to amend sections 2, 20, 24, 43, 138, 144, 148, 156 and 159 of an act entitled 'An act to incorporate the city of Dallas and to grant it a new charter,' approved March 13, 1889, and to add thereto sections 154a, 154b, 154c, 158a and 159a, and to repeal section 183 of said act, and also to amend section 158 of an act entitled an act to amend sections 10, 21, 28, 94, 120, 140, 158 and 161 of an act entitled 'An act to incorporate the city of Dallas, and to grant it a new charter,' approved March 13, 1889, passed by the Twenty-second Legislature and certified to by the Secretary of State, March 9, 1891, and also sections 120 and 161 of an act entitled 'An act to amend sections 6, 8, 9, 10, 14, 15, 61 and 185 of an act entitled an act to incorporate the city of Dallas, and to grant it a new charter, approved March 18, 1889,' and section 61 of said act, as amended in 1891; and to repeal section 10 of an act entitled an act to amend sections 10, 21, 28, 94, 120, 140 and 158 of an act entitled an act to incorporate the city of Dallas and to grant it a new charter, approved March 13, 1889, passed by the Twenty-second Legislature, and certified to by the Secretary of State on March 9, 1891,' and to repeal all conflicting laws; and to conform same to the objections of the Governor in his veto message of March 18, 1893, passed by the Twenty-third Legislature, and certified to by the Secretary of State April 12, 1893, and to repeal all conflicting laws."

Bill read second time.

By Senator Bowser:

Amend by adding to section 20, "that at the first regular meeting of the council after its organization, after each annual election as provided in this section, the mayor shall appoint a committee, to be known as an advisory board, whose

appointment shall be confirmed by the council, and who shall all be citizens and taxpayers of the city, and who shall never at any time be in any way interested in any contract or transaction with the city, and who shall hold their positions for one year and until their successors are appointed and confirmed. Said board shall be advisory to the council in all matters transacted by the council, involving the expenditure of the city money where the amount shall be \$2000 or more."

Adopted.

By Senator Bowser:

"An act to amend section 29 of an act entitled 'An act to incorporate the city of Dallas, and to grant it a new charter,' approved March 13, 1889."

"Section 1. Be it enacted by the Legislature of the State of Texas: That section 29 of an act entitled 'An act to incorporate the city of Dallas, and grant it a new charter,' approved March 13, 1889, be amended so as to hereafter read as follows:

"Section 29. He shall have full power and authority to enforce all powers of said city court. He shall have full power to issue subpoenas for witnesses, and to compel their attendance by process of attachment. He may punish all contempts of his court by fines and imprisonments, or either. He may issue subpoenas, writs of *habeas corpus*, warrants of arrest, search warrants, executions, and all process known to law, which State courts in such cases may issue. He may require of any person arrested a bond for his or her good behavior, and to keep the peace, or for his or her appearance before said court, with two good and sufficient sureties, which bond as well as other bonds taken in any proceedings in said court, shall be payable to the city of Dallas. He shall have full power to administer official oaths and affirmations, and give certificates therefor. The city council may determine what costs, if any, shall be charged for proceedings in and for all processes issued by said court, and shall allow the judge thereof for his services such compensation as they may deem just. He shall perform all the duties herein required, and such other duties as may be prescribed by ordinance, not inconsistent with the Constitution of this State. All fines imposed by said court shall be paid into the city treasury for the use of the city. The city council may, if they deem it necessary, provide said court with a clerk and seal. In cases of temporary failure to act for any cause on the part of the city judge, the mayor is hereby authorized to appoint some person qualified, who shall discharge the duties of said office and receive the pro rata compensation due therefor; and in such cases the mayor may appoint a member of the city council, otherwise qualified; provided, such member shall not be entitled to receive compensation as judge and alderman at the same time.

The provisions herein referring to said city judge shall not be construed to interfere with the term of the present city recorder, until the time for which he was elected has expired."

Adopted.

By Senator Presler:

"The near approach of the city election of the city of Dallas, and the necessity of amending the present municipal law of said city, creates a public necessity, and an emergency exists that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

Adopted.

Bill ordered engrossed.

On motion of Senator Bowser, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage, by the following vote:

Yeas—23.

Agnew.	Lawhon.
Atlee.	Lewis.
Bailey.	McKinney.
Beall.	Presler.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Darwin.	Simpson.
Dean.	Steele.
Dibrell.	Tips.
Goss.	Whitaker.
Greer.	Woods.
Harrison.	

Nays—none.

Absent, excused.

Gage.	Smith.
McComb.	
Absent, not excused.	
Boren.	Rogers.
Dickson.	Stafford.

Bill read third time, and passed by the following vote:

Yeas—22.

Agnew.	Lewis.
Bailey.	McKinney.
Beall.	Presler.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Darwin.	Simpson.
Dean.	Stafford.
Dibrell.	Steele.
Goss.	Tips.
Harrison.	Whitaker.
Lawhon.	Woods.

Nays—none.

Absent, excused.

Gage.	Smith.
McComb.	
Absent, not excused.	
Atlee.	Greer.
Boren.	Rogers.
Dickson.	

The Chair announced the following free conference committee on the part of the Senate, to consider the differences of the two houses on

Senate bill No. 149, "An act to provide for the collection of taxes heretofore levied and that may hereafter be levied, making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes since January 1, 1877, which may have been sold to the State, or to the county, city or town for the tax due thereon and not redeemed, or which may hereafter be sold to the State or to any county, city or town to satisfy the lien thereon."

Senators Colquitt, Tips, Dibrell, McKinney, and Stafford.

On motion of Senator Bailey, regular order of business was suspended to take up

Senate bill No. 191, a bill entitled "An act to amend sections 38, 103, 106 and 138 of an act entitled 'an act to incorporate the city of Fort Worth, and to grant a charter to said city, approved March 20, 1889, and sections 6, 7, 20, 34, 88 and 102 of said act, as amended by the Twenty-second Legislature in 1891, and to add thereto sections 35a, 35b, 101a, 101b, 101c, 101d, 101e, 102a, 103a, 104a, 104b, 106a and 106b.'"

Bill read second time with committee amendments.

On motion of Senator Bailey, the committee amendments were adopted.

Bill ordered engrossed.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage, by the following vote:

Yeas—24.

Agnew.	Lawhon.
Atlee.	Lewis.
Bailey.	McKinney.
Beall.	Presler.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Darwin.	Simpson.
Dean.	Stafford.
Dibrell.	Steele.
Goss.	Tips.
Greer.	Whitaker.
Harrison.	Woods.

Nays—none.

Absent, excused.

Gage.	Smith.
McComb.	
Absent, not excused.	
Boren.	Rogers.
Dickson.	

Bill read third time, and passed by the following vote:

Yeas—23.

Agnew.	Goss.
Atlee.	Greer.
Bailey.	Harrison.
Beall.	Lawhon.
Bowser.	Lewis.
Colquitt.	McKinney.
Darwin.	Presler.
Dean.	Shelburne.
Dibrell.	Sherrill.

Simpson.
Steele.
Tips.

Whitaker.
Woods.

Nays—none.

Absent, excused.
Smith.

Gage.
McComb.

Absent—not excused.

Boren.
Dickson.

Rogers.
Stafford.

On motion of Senator Dean, regular order of business was suspended to take up

Senate bill No. 272, a bill entitled "An act to amend article 186a of the Penal Code of the State of Texas, and to amend chapter 116 of the acts of the Twentieth Legislature of the State of Texas, approved April 2, 1887, adopting said article, and making provision for further exemption from the operation of the Sunday law in incorporated cities having a population of ten thousand people, or over."

Bill read second time and ordered engrossed.

On motion of Senator Dean, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage, by the following vote:

Yeas—19.

Atlee.	Presler.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Dean.	Simpson.
Dibrell.	Stafford.
Goss.	Steele.
Greer.	Tips.
Lawhon.	Whitaker.
Lewis.	Woods.
McKinney.	

Nays—3.

Agnew.	Harrison.
Darwin.	

Absent, excused.
Smith.

Gage.
McComb.

Absent, not excused.

Bailey.	Dickson.
Beall.	Rogers.
Boren.	

Bill read third time.

By Senator Dean:

Strike out the word "following" in line 20, page 1, and insert the word "preceding" in lieu thereof.

Adopted by the following vote:

Yeas—23.

Agnew.	Lewis.
Atlee.	McKinney.
Beall.	Presler.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Darwin.	Simpson.
Dean.	Stafford.
Dibrell.	Steele.
Goss.	Tips.
Greer.	Whitaker.
Harrison.	Woods.
Lawhon.	

Nays—none.

Absent, excused.
Smith.

Gage.
McComb.

Absent, not excused.

Bailey.	Dickson.
Boren.	Rogers.

By Senator Beall:

Amend by striking out all of section 1 after the word "offices" in line 26.

By Senator Dibrell:

Amend by striking out all after "p. m." in line 28 of article 186a.

Lost by the following vote:

Yeas—10.

Atlee.	Lawhon.
Bailey.	Lewis.
Dean.	Shelburne.
Dibrell.	Simpson.
Greer.	Tips.

Nays—15

Agnew.	McKinney.
Beall.	Presler.
Boren.	Rogers.
Colquitt.	Sherrill.
Darwin.	Stafford.
Dickson.	Steele.
Goss.	Woods.
Harrison.	

Present, not voting.

Bowser.

Absent—excused.

Gage.	Smith.
McComb.	

Absent, not excused.

Whitaker.

The amendment (Senator Beall's) was then lost by the following vote (requiring two-thirds vote):

Yeas—17.

Agnew.	Lawhon.
Atlee.	McKinney.
Beall.	Presler.
Boren.	Rogers.
Colquitt.	Sherrill.
Darwin.	Stafford.
Dickson.	Steele.
Goss.	Woods.
Harrison.	

Nays—19.

Bailey.	Lewis.
Bowser.	Shelburne.
Dean.	Simpson.
Dibrell.	Tips.
Greer.	

Absent—excused.

Gage.	Smith.
McComb.	

Absent, not excused.

Whitaker.

Senator Dean moved to postpone further consideration of the bill, and make it special order for Monday next after call.

Senator Sherrill moved to indefinitely postpone.

Indefinitely postponed by the following vote:

Yeas—15.

Agnew.	McKinney.
Beall.	Presler.
Boren.	Rogers.
Colquitt.	Sherrill.
Darwin.	Stafford.
Dean.	Steele.
Dickson.	Woods.
Harrison.	

Nays—12.

Atlee.	Lawhon.
Bailey.	Lewis.
Bowser.	Shelburne.
Dibrell.	Simpson.
Goss.	Tips.
Greer.	Whitaker.

Absent—excused.

Gage.	Smith.
McComb.	

By consent the following resolutions were offered:

By Senator Greer:

Whereas, The Hon. W. H. Pope, a former member of the Senate, is now in the city; therefore be it

Resolved by the Senate, That he be invited to a seat within the bar of the Senate.

Adopted.

By Senator Bailey:

Whereas, The Engrossing Clerk has a number of very lengthy bills to engross, making it almost impossible for him with his present help to engross same within a reasonable time; therefore be it

Resolved, That Committee Clerk Claude Jester be assigned to said department so long as he may be needed.

Adopted.

By consent the following bill was offered:

By Senator Greer:

A bill to be entitled "An act to amend articles 4604, 4605, 4606 and 4607 of title 93, chapter 4, of the Revised Civil Statutes of the State of Texas, relating to the mode of preventing certain animals from running at large in certain counties and subdivisions thereof."

Read first time and referred to Committee on Stock and Stockraising.

The Chair gave notice of signing, and did sign, after the caption had been read,

Senate bill No. 6, being "An act concerning primary elections called and held by authority of any political party, to prevent illegal voting at the same and false returns thereof, and providing penalties therefor."

Senate bill No. 183, being "An act to restore and revive the charters of private domestic corporations chartered under the laws of the State of Texas, which have from failure to pay their annual franchise taxes, or for other cause, lapsed or been declared forfeited by the Secretary of State."

On motion of Senator Presler, regular order of business was suspended to take up

Senate bill No. 233, a bill entitled "An act to create a State teachers' certificate board, to define the powers and duties of said board, and to repeal all laws and parts of laws in conflict with this act."

Bill read second time and ordered engrossed.

Senator Presler moved that the constitutional rule requiring bills to be read on three several days be suspended and the bill be put upon its third reading and final passage.

Lost by the following vote (requiring four-fifths):

Yeas—18.

Agnew.	Lewis.
Bailey.	Presler.
Beall.	Rogers.
Colquitt.	Shelburne.
Darwin.	Sherrill.
Dibrell.	Simpson.
Dickson.	Stafford.
Goss.	Tips.
Harrison.	Whitaker.

Nays—7.

Atlee.	McKinney.
Boren.	Steele.
Dean.	Woods.
Lawhon.	

Absent, excused.

Gage.	Smith.
McComb.	

Absent, not excused.

Bowser.	Greer.
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On motion of Senator Darwin, regular order of business was suspended to take up

House bill No. 311, a bill entitled "An act to transfer Morris and other counties from the district school system to the community school system, and to authorize and empower said counties to organize and conduct all of their public free schools under the community system, as provided by the laws now in force."

Bill read second time.

By Senator Boren:

Amend by striking out "Leon, Madison and Marion."

Adopted.

Bill passed to third reading.

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—25.

Agnew.	Lewis.
Atlee.	McKinney.
Bailey.	Presler.
Beall.	Rogers.
Boren.	Shelburne.
Colquitt.	Sherrill.
Darwin.	Simpson.
Dibrell.	Stafford.
Dickson.	Steele.
Goss.	Tips.
Greer.	Whitaker.
Harrison.	Woods.
Lawhon.	

Nays—1.

Dean.

Absent—excused.

Gage.

Smith.

McComb.

Absent, not excused.

Bowser.

Bill read third time, and passed by the following vote:

Yeas—25.

Agnew.

Lewis.

Atlee.

McKinney.

Bailey.

Presler.

Beall.

Rogers.

Boren.

Shelburne.

Colquitt.

Sherrill.

Darwin.

Simpson.

Dibrell.

Stafford.

Dickson.

Steele.

Goss.

Tips.

Greer.

Whitaker.

Harrison.

Woods.

Lawhon.

Nay—1.

Dean.

Absent, excused.

Gage.

Smith.

McComb.

Absent, not excused.

Bowser.

On motion of Senator Goss, regular order of business was suspended to take up

Senate bill No. 130, a bill entitled "An act to validate the records and surveys heretofore made and the official acts done by county surveyors in counties that had organized, but whose boundaries had not been established as required by chapter 4, title 22, of the Revised Civil Statutes of the State of Texas, and to repeal article 961e of said chapter and title."

Bill read third time, and passed by the following vote:

Yeas—23.

Agnew.

Lewis.

Atlee.

McKinney.

Bailey.

Presler.

Beall.

Rogers.

Boren.

Shelburne.

Bowser.

Sherrill.

Colquitt.

Stafford.

Dibrell.

Steele.

Dickson.

Tips.

Goss.

Whitaker.

Harrison.

Woods.

Lawhon.

Nays—1.

Simpson.

Absent—excused.

Gage.

Smith.

McComb.

Absent—not excused.

Darwin.

Greer.

Dean.

On motion of Senator Beall, regular order of business was suspended to take up

Senate bill No. 179, a bill entitled "An act to provide for the issuance of attachments for witnesses in felony cases to

counties other than those in which the trial is had, and to provide for the payment of the expenses of such witnesses."

Bill read second time.

By Senator Beall:

(a) Amend section 1 as follows: In line 14 strike out the words "trials of."

Adopted.

(b) In line 16, after the word "desired," the following: "in vacation."

(c) In line 18, strike out the word "clerk," and insert in lieu thereof "to the proper court or magistrate."

(d) Line 22 by inserting after the word "procured," the following: "by subpoena."

(e) Line 24 by inserting after the word "witness" the following: "When application for an attachment containing the requisites as above provided for is made in term time the same shall be presented to the court and"

At request of Senator Beall the above were considered by divisions, the first (a) being adopted.

Pending action,

Senator Dean entered a motion to reconsider the vote indefinitely postponing

Senate bill No. 272, a bill entitled "An act to amend article 186a of the Penal Code of the State of Texas, and to amend chapter 116 of the acts of the Twentieth Legislature of the State of Texas, approved April 2, 1887, adopting said article, and making provision for further exemption from the operation of the Sunday law in incorporated cities having a population of ten thousand people, or over."

Also to reconsider the vote finally passing

House bill No. 597, a bill entitled "An act to validate the incorporation of cities or towns of one thousand inhabitants or over, which have heretofore attempted to be made under certain conditions."

Also, to reconsider the vote by which Senate bill No. 275 (see caption above) was passed.

Senator Woods called up the motion to reconsider the vote by which Senate bill No. 275 was passed, and moved to table the same.

Tabled.

Senator Sherrill called up the motion to reconsider the vote by which House bill No. 597 was passed and moved to table same.

Senator Dean moved a call of the Senate.

Pending action, the Chair announced that the hour previously fixed for executive session had arrived, and the Senate accordingly went into executive session.

AFTER EXECUTIVE SESSION.

In executive session the following confirmations were had:

Pilot commissioners at Sabine Pass: George Jolly, Charles R. Miller, J. M. Walsh, B. J. Johnson, H. C. Burlew.

Pilot commissioners at Galveston: J. N. Sawyer, Jens Moller, T. H. Sweeney, T. L. Cross, Chris Fox.

The Chair announced the following free

conference committee on part of the Senate to consider the differences between the two houses on

Substitute House bills Nos. 26 and 102. "An act to regulate contested elections and to prescribe the procedure in such cases, and to repeal all laws or parts of laws in conflict therewith."

Senators Atlee, Presler, Stafford, Agnew and Beall.

On motion of Senator Tips, regular order was suspended to take up

Senate bill No. 267, a bill to be entitled "An act to amend section 57 of an act to incorporate the city of Austin, to grant a new charter, and to extend its boundaries."

Bill read second time.

By Senator Tips:

Amend the caption by adding thereto the following: "passed by the Twenty-second Legislature."

Adopted.

Bill ordered engrossed.

On motion of Senator Tips, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—24.

Agnew.	Harrison.
Atlee.	Lawhon.
Beall.	Lewis.
Boren.	McKinney.
Bowser.	Presler.
Colquitt.	Rogers.
Darwin.	Shelburne.
Dean.	Sherrill.
Dibrell.	Simpson.
Dickson.	Stafford.
Goss.	Steele.
Greer.	Tips.

Nays—none.

Absent, excused.

Gage.	Smith.
McComb,	

Absent, not excused.

Bailey.	Woods.
Whitaker.	

Bill read third time, and passed by the following vote:

Yeas—24.

Agnew.	Harrison.
Atlee.	Lawhon.
Beall.	Lewis.
Boren.	McKinney.
Bowser.	Rogers.
Colquitt.	Shelburne.
Darwin.	Sherrill.
Dean.	Simpson.
Dibrell.	Stafford.
Dickson.	Steele.
Goss.	Tips.
Greer.	Woods.

Nays—none.

Absent, excused.

Gage.	Smith.
McComb.	

Absent, not excused.

Bailey.	Whitaker.
Presler.	

Senator Sherrill renewed his motion to table the motion to reconsider the vote passing Senate bill No. 597. (See caption above.)

Tabled.

Senator Atlee called up

House bill No. 55, "An act creating the office of fish and oyster commissioner, and defining his duties,"

And had same made special order for next Wednesday after call and from day to day.

On motion of Senator Lewis regular order of business was suspended to take up

Senate bill No. 266, a bill entitled "An act to amend section 1, chapter 29, of an act passed at the regular session of the Twenty-third Legislature of the State of Texas, approved March 15, 1893, entitled 'An act to amend section 38, chapter 141, of an act passed at the regular session of the Twenty-first Legislature of the State of Texas, approved March 30, 1889, entitled an act to amend chapter 61, an act entitled an act to amend section 38 of an act entitled an act to redistrict the State into judicial districts, and fix the time for holding court therein, and to provide for the election of judges and district attorneys in said districts at the next general election, to be held on the first Tuesday after the first Monday in November, 1884, approved April 9, 1883, granting an extension of time for the holding of the district court of Comal county, extending the time for holding district court in Kerr county.'"

Bill read second time and ordered engrossed.

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage, by the following vote:

Yeas—24.

Agnew.	Lawhon.
Atlee.	Lewis.
Beall.	McKinney.
Boren.	Presler.
Bowser.	Rogers.
Colquitt.	Shelburne.
Darwin.	Sherrill.
Dean.	Simpson.
Dibrell.	Stafford.
Dickson.	Steele.
Goss.	Tips.
Greer.	Woods.

Nays—none.

Absent, excused.

Gage.	Smith.
McComb.	

Absent, not excused.

Bailey.	Whitaker.
Harrison.	

Bill read third time and passed by the following vote:

Yeas—25.

Agnew.	Colquitt.
Atlee.	Darwin.
Beall.	Dean.
Boren.	Dibrell.
Bowser.	Dickson.

Goss,	Shelburne.
Greer.	Sherrill.
Harrison	Simpson.
Lawhon.	Stafford.
Lewis.	Steele.
McKinney.	Tips.
Presler.	Woods.
Rogers.	

Nays—none.

Absent, excused.
Smith.Gage.
McComb.Absent, not excused.
Whitaker.

Bailey.

On motion of Senator Simpson, regular order of business was suspended to take up

Senate bill No. 248, a bill entitled "An act to diminish the civil and criminal jurisdiction of the county court of Wharton county, to conform the jurisdiction of the district court thereto, and to repeal all laws in conflict herewith."

Bill read second time.

Senator Steele moved to make the bill special order for Wednesday next.

Lost, and ordered engrossed by the following vote.

Yeas—18.

Agnew.	McKinney.
Atlee.	Presler.
Boren.	Rogers.
Colquitt	Sherrill.
Darwin.	Simpson.
Dibrell.	Stafford.
Dickson.	Steele.
Greer.	Tips.
Lewis.	Woods.

Nays—7.

Beall.	Harrison.
Bowser.	Lawhon.
Dean.	Shelburne.
Goss.	

Absent, excused.
Smith.Gage.
McComb.

Bailey. Absent—not excused.

Whitaker.

Senator Dean moved to adjourn to 3 p. m.

Lost.

Senator Simpson moved to suspend the constitutional rule requiring bills to be read on three several days and that the bill be put upon its third reading and final passage.

Lost (requiring four-fifths vote) by the following vote:

Yeas—16

Agnew.	Presler.
Atlee.	Rogers.
Boren.	Shelburne.
Colquitt.	Sherrill.
Dibrell.	Simpson.
Dickson.	Stafford.
Greer.	Tips.
McKinney.	Woods.

Nays—9.

Beall.	Harrison.
Bowser.	Lawhon.
Darwin.	Lewis.
Dean.	Steele.
Goss.	

Absent—excused.
Smith.Gage.
McComb.Absent, not excused.
Whitaker.

Bailey.

On motion of Senator Rogers, regular order of business was suspended to take up

House bill No. 545, being a bill to be entitled "An act to diminish the civil and criminal jurisdiction of the county court of Angelina county, and to repeal all laws in conflict therewith."

Bill read second time with committee amendment.

Committee amendment lost.

Bill ordered engrossed.

On motion of Senator Rogers, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—22.

Atlee.	Lawhon.
Bailey.	McKinney.
Beall.	Presler.
Boren.	Rogers.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Dean.	Simpson.
Dibrell.	Stafford.
Dickson.	Steele.
Goss.	Tips.
Harrison.	Woods.

Nays—none.

Absent—excused.
Smith.Gage.
McComb.

Absent, not excused.

Agnew.	Lewis.
Darwin.	Whitaker.
Greer.	

Bill read third time, and passed by the following vote:

Yeas—22.

Atlee.	Lawhon.
Bailey.	McKinney.
Beall.	Presler.
Boren.	Rogers.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Dean.	Simpson.
Dibrell.	Stafford.
Dickson.	Steele.
Goss.	Tips.
Harrison.	Woods.

Nays—none.

Absent, excused.
Smith.Gage.
McComb.

Absent, not excused.

Agnew.	Lewis.
Darwin.	Whitaker.
Greer.	

Senator Harrison moved to adjourn to 3 p. m.

Lost.

On motion of Senator Presler, regular order of business was suspended to take up

Senate bill No. 192, being a bill to be

entitled "An act to reorganize the Thirty-third and Fifty-first judicial districts, and to name the counties composing the same, and to fix the time of holding court therein."

Bill read second time and ordered engrossed.

Senator Presler moved to suspend the constitutional rule requiring bills to be read on three several days, and that the bill be put upon its third reading and final passage.

No quorum, the following voting:

Yeas—19.

Atlee.	Lawhon.
Beall.	Presler.
Boren.	Rogers.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Dean.	Simpson.
Dibrell.	Stafford.
Dickson.	Steele.
Goss.	Tips.
Harrison.	

Nays—none.

Absent, excused.
Smith.

Gage.
McComb.

Absent, not excused.

Agnew.	Lewis.
Bailey.	McKinney.
Darwin.	Whitaker.
Greer.	Woods.

On motion of Senator Steele, Senate adjourned to 3 p. m.

AFTERNOON SESSION.

Senate met pursuant to adjournment. Lieutenant Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Agnew.	Harrison.
Atlee.	Lawhon.
Beall.	McKinney.
Bowser.	Rogers.
Colquitt.	Shelburne.
Darwin.	Sherrill.
Dean.	Simpson.
Dibrell.	Steele.
Dickson.	Tips.
Goss.	Woods.
Greer.	

Absent, excused.
Smith.

Gage.
McComb.

Absent, not excused.

Bailey.	Presler.
Boren.	Stafford.
Lewis.	Whitaker.

UNFINISHED BUSINESS.

The Chair laid before the Senate Substitute Senate bill No. 78, entitled "An act making an appropriation for the support of the State government for the years beginning March 1, 1895, and ending February 28, 1897, to cover deficiencies and for other purposes,"

Action being on Senator Dibrell's amendment, to-wit: "Amend by striking out all in lines 26, 27 and 28, page 1."

Lost by the following vote:

Yeas—7.

Darwin.	Harrison.
Dean.	Shelburne.
Dibrell.	Simpson.
Dickson.	

Nays—14.

Agnew.	Lawhon.
Atlee.	McKinney.
Beall.	Rogers.
Bowser.	Sherrill.
Colquitt.	Steele.
Goss.	Tips.
Greer.	Woods.

Absent, excused.

Gage. Smith.

McComb.

Absent, not excused.

Bailey.	Presler.
Boren.	Stafford.
Lewis.	Whitaker.

On motion of Senator Agnew, Senator Whitaker was excused for non-attendance until next Thursday.

By Senator Agnew:

Amend line 32, page 1, by striking out "18" in each column and insert in lieu thereof "35."

Declared out of order.

By Senator Dibrell:

Amend by adding between lines 21 and 22 the following, to-wit: "Ice, \$18," in both columns.

Adopted.

By Senator Tips:

Amend by inserting between lines 8 and 9, page 9, the following: "In furnishing counties with copies of all field notes in book form the Commissioner of the Land Office is hereby authorized to make special contract for the work to be done in the office and under his inspection and control, to be paid out of the fund received from the county ordering the work done, the balance to be paid into the treasury."

Adopted.

By Senator Goss:

Amend by inserting between the lines 26 and 27, in page 3, the following: "Telephone and contingent expenses, \$200, \$200."

Adopted.

By Senator Tips:

Amend page 4 by inserting between lines 25 and 26 the following: "To refund to Ed Miller amount paid on 160 acres as pre-emption under articles 3926 and 3927, Revised Statutes, the land applied for being in conflict with an older survey, \$160."

Senator Greer made the point of order that the amendment was not germane, and that the relief sought in the amend-

ment would have to be a private act for that purpose.

The Chair gave as his opinion that the amendment was not in order.

Senator Agnew called attention to article 3, section 44 of the State Constitution.

Senator Tips withdrew the amendment.

By Senator Simpson:

Amend by striking out lines 15, 16, 17, 18, on page 2, and inserting in lieu thereof the following: "For building a Governor's mansion and furnishing the same, said mansion to be constructed of material similar to the State capitol, said mansion to be built at once, \$80,000." Lost.

On motion of Senator Tips, the bill was laid on the table subject to call.

The Chair gave notice of signing, and did sign after the caption had been read.

Senate bill No. 270, a bill to be entitled "An act to authorize the Aransas Pass Harbor Company to purchase Harbor Island on the coast of Texas."

ON SECOND READING.

The Chair laid before the Senate House bill No. 271, a bill entitled "An act to provide for the levy and collection of an annual ad valorem State school tax of twenty cents on the one hundred dollars valuation, for the maintenance of the public free schools."

Bill read second time.

By Senator Colquitt:

Amend line 28, section 1, by striking out the words "twenty cents" and inserting "fifteen cents."

Lost by the following vote:

Yeas—9.

Colquitt.	Harrison.
Darwin.	Lawhon.
Dean.	Lewis.
Dibrell.	McKinney.
Dickson.	

Nays—14.

Agnew.	Rogers.
Atlee.	Shelburne.
Beall.	Sherrill.
Bowser.	Simpson.
Goss.	Steele.
Greer.	Tips.
Presler.	Woods.

Absent, excused.

Gage.	Smith.
McComb.	Whitaker.

Absent, not excused.

Bailey.	Stafford.
Boren.	

By Senator Dibrell:

Amend by striking out "twenty cents" in line 28, section 1, and insert in lieu thereof "sixteen cents."

Lost by the following vote:

Yeas—9.

Colquitt.	Dean.
Darwin.	Dibrell.

Dickson.
Harrison.
Lawhon.

Lewis.
McKinney.

Nays—14.

Agnew.	Rogers.
Atlee.	Shelburne.
Beall.	Sherrill.
Bowser.	Simpson.
Goss.	Steele.
Greer.	Tips.
Presler.	Woods.

Absent, excused.

Gage.	Smith.
McComb.	Whitaker.

Absent, not excused.

Bailey.	Stafford.
Boren.	

By Senator Colquitt:

Amend section 1, line 28, by striking out "20" and inserting "17."

By Senator Atlee:

Amend the amendment as follows: "Strike out '17' and insert '18¾.'"

By Senator Colquitt:

Substitute: Amend line 28, section 1, by striking out the word "twenty" and insert "seventeen and one-half" in lieu thereof.

Lost by the following vote:

Yeas—9.

Colquitt.	Harrison.
Darwin.	Lawhon.
Dean.	Lewis.
Dibrell.	McKinney.
Dickson.	

Nays—14.

Agnew.	Rogers.
Atlee.	Shelburne.
Beall.	Sherrill.
Bowser.	Simpson.
Goss.	Steele.
Greer.	Tips.
Presler.	Woods.

Absent, excused.

Gage.	Smith.
McComb.	Whitaker.

Absent—not excused.

Bailey.	Stafford.
Boren.	

The amendment to the amendment was then lost.

The amendment was then lost by the following vote:

Yeas—9.

Colquitt.	Harrison.
Darwin.	Lawhon.
Dean.	Lewis.
Dibrell.	McKinney.
Dickson.	

Nays—14.

Agnew.	Rogers.
Atlee.	Shelburne.
Beall.	Sherrill.
Bowser.	Simpson.
Goss.	Steele.
Greer.	Tips.
Presler.	Woods.

Absent, excused.

Gage.	Smith.
McComb.	Whitaker.

Absent—not excused.
Bailey. Stafford.
Boren.

By Senator Dibrell:
Amend by striking out "twenty cents"
in line 28, section 1, and insert in lieu
thereof "eighteen cents."

Lost by the following vote:

Yeas—9.

Colquitt. Harrison.
Darwin. Lawhon.
Dean. Lewis.
Dibrell. McKinney.
Dickson.

Nays—14.

Agnew. Rogers.
Atlee. Shelburne.
Beall. Sherrill.
Bowser. Simpson.
Goss. Steele.
Greer. Tips.
Presler. Woods.

Absent, excused.
Gage. Smith.
McComb. Whitaker.

Absent, not excused.
Bailey. Stafford.
Boren.

Senator Rogers moved the previous
question on the bill, which was duly sec-
onded and

Lost by the following vote:

Yeas—8.

Agnew. Presler.
Beall. Rogers.
Bowser. Sherrill.
Greer. Tips.

Nays—15.

Atlee. Lawhon.
Colquitt. Lewis.
Darwin. McKinney.
Dean. Shelburne.
Dibrell. Simpson.
Dickson. Steele.
Goss. Woods.
Harrison.

Absent, excused.
Gage. Smith.
McComb. Whitaker.

Absent, not excused.
Bailey. Stafford.
Boren.

By Senator Colquitt:
Amend line 28, section 1, by striking
out "twenty" and insert "18½."

Lost by the following vote:

Yeas—9.

Colquitt. Harrison.
Darwin. Lawhon.
Dean. Lewis.
Dibrell. McKinney.
Dickson.

Nays—15.

Agnew. Rogers.
Atlee. Shelburne.
Bailey. Sherrill.
Beall. Simpson.
Bowser. Steele.
Goss. Tips.
Greer. Woods.
Presler.

Absent, excused.
Gage. Smith.
McComb. Whitaker.

Absent, not excused.
Boren. Stafford.

By Senator Dean:

Amend line 28, section 1, by striking out
"20 cents" and insert "13 cents" in lieu
thereof.

Lost.

By Senator Dean:

Amend line 28, section 1, by striking
out "20 cents" and insert in lieu thereof
"14 cents."

Lost by the following vote:

Yeas—7.

Dean. Lawhon.
Dibrell. Lewis.
Dickson. McKinney.
Harrison.

Nays—14.

Agnew. Presler.
Atlee. Rogers.
Bailey. Shelburne.
Beall. Sherrill.
Bowser. Simpson.
Goss. Steele.
Greer. Tips.

Paired.

Yea. Nay.
Colquitt. Woods.

Absent, excused.

Gage. Smith.
McComb. Whitaker.

Absent, not excused.
Boren. Stafford.
Darwin.

Senator Atlee moved the previous ques-
tion on the bill.

Senator Dean moved a call of the Sen-
ate, which was duly seconded and order-
ed, the following Senators answering to
their names:

Agnew. Lawhon.
Atlee. Lewis.
Bailey. McKinney.
Beall. Presler.
Bowser. Rogers.
Dean. Shelburne.
Dibrell. Sherrill.
Dickson. Simpson.
Goss. Steele.
Greer. Tips.
Harrison. Woods.

Absent, excused.

Gage. Smith.
McComb. Whitaker.

Absent, not excused.
Boren. Darwin.
Colquitt. Stafford.

Senator Goss moved to excuse the ab-
sentees.

Excused by the following vote:

Yeas—15.

Agnew. Dickson.
Atlee. Goss.
Beall. Greer.
Bowser. Presler.

Rogers.
Shelburne.
Sherrill.
Simpson.

Steele.
Tips.
Woods.

Nays—7.

Bailey.
Dean.
Dibrell.
Harrison.

Lawhon.
Lewis.
McKinney.

Absent, excused.

Gage.
McComb.

Smith.
Whitaker.

Absent, not excused.

Boren.
Colquitt.

Darwin.
Stafford.

Action recurring on ordering the previous question,

Senator Lewis moved to adjourn to 10 a. m. Monday.

Lost by the following vote:

Yeas—6.

Dean.
Dibrell.
Dickson.

Harrison.
Lawhon.
Lewis.

Nays—16.

Agnew.
Atlee.
Bailey.
Beall.
Bowser.
Goss.
Greer.
McKinney.

Presler.
Rogers.
Shelburne.
Sherrill.
Simpson.
Steele.
Tips.
Woods.

Absent, excused.

Gage.
McComb.

Smith.
Whitaker.

Absent, not excused.

Boren.
Colquitt.

Darwin.
Stafford.

The Senate then refused to order the main question by the following vote:

Yeas—8.

Atlee.
Beall.
Bowser.
Greer.

Presler.
Sherrill.
Tips.
Woods.

Nays—14.

Agnew.
Bailey.
Colquitt.
Dean.
Dibrell.
Dickson.
Goss.

Harrison.
Lawhon.
Lewis.
McKinney.
Shelburne.
Simpson.
Steele.

Absent, excused.

Gage.
McComb.

Smith.
Whitaker.

Absent, not excused.

Boren.
Darwin.

Rogers.
Stafford.

By Senator Lewis:

Amend by adding after the words "twenty cents" in line 28, the words "for the year 1895, and after that 17 1-2 cents each year."

By Senator Atlee:

Amend amendment: Strike out "17 1-2"

where it occurs and insert "18 3-4" in lieu thereof.

Lost.

Senator Lewis' amendment was then lost by the following vote:

Yeas—7.

Agnew.
Atlee.
Colquitt.
Dickson.

Harrison.
Lewis.
Rogers.

Nays—14.

Bailey.
Beall.
Bowser.
Darwin.
Goss.
Greer.
McKinney.

Presler.
Shelburne.
Sherrill.
Simpson.
Steele.
Tips.
Woods.

Present, not voting.

Dibrell.

Lawhon.

Absent, excused.

Gage.
McComb.

Smith.
Whitaker.

Absent, not excused.

Boren.
Dean.

Stafford.

On passage to third reading there was no quorum voting, the following voting:

Yeas—15.

Agnew.
Atlee.
Beall.
Bowser.
Dickson.
Goss.
Greer.
Presler.

Rogers.
Shelburne.
Sherrill.
Simpson.
Steele.
Tips.
Woods.

Nays—5.

Bailey.
Darwin.
Harrison.

Lewis.
McKinney.

Present, not voting.

Colquitt.
Dibrell.

Lawhon.

Absent, excused.

Gage.
McComb.

Smith.
Whitaker.

Absent, not excused.

Boren.
Dean.

Stafford.

Senator Beall made the point of order that a quorum had voted.

After lengthy and learned discussion, the Chair ruled that on all matters involving constitutional questions 21 constituted a quorum.

Pending further action,

Senator Dean moved to adjourn till 10 a. m. tomorrow.

Senator Simpson moved to adjourn to 10 a. m. Monday.

Lost by the following vote:

Yeas—10.

Atlee.
Bailey.
Dickson.
Harrison.
Lawhon.

Lewis.
Presler.
Shelburne.
Simpson.
Woods.

Nays—13.

Agnew.	Goss.
Beall.	Greer.
Bowser.	McKinney.
Colquitt.	Sherrill.
Darwin.	Steele.
Dean.	Tips.
Dibrell.	

Absent, excused.

Gage.	Smith.
McComb.	Whitaker.

Absent, not excused.

Boren.	Stafford.
Rogers.	

The motion to adjourn to 10 a. m. tomorrow was lost by the following vote:

Yeas—7.

Bailey.	Dibrell.
Bowser.	Lawhon.
Colquitt.	McKinney.
Dean.	

Nays—16.

Agnew.	Lewis.
Atlee.	Presler.
Beall.	Shelburne.
Darwin.	Sherrill.
Dickson.	Simpson.
Goss.	Steele.
Greer.	Tips.
Harrison.	Woods.

Absent, excused.

Gage.	Smith.
McComb.	Whitaker.

Absent, not excused.

Boren.	Stafford.
Rogers.	

IN SENATE.

House bill No. 464, "An act to protect from garnishment, or any other legal process issued out of any of the courts of this State, all moneys arising under or by reason of any fire insurance policy because of any loss or damage occasioned by the burning or damage of any house, building or crops, on homesteads, when such property is exempt by law from forced sale, under the homestead or other exemption laws of this State, and to exempt such moneys so received from the payment of all debts, as such property would be had it not been so damaged or destroyed."

Read first time and referred to Judiciary Committee No. 1.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, March 29, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 270, being "An act to authorize the Aransas Harbor Company to purchase Harbor Island on the coast of Texas, in order to encourage the procuring of water at Aransas Pass,"

And find the same correctly enrolled, and have this day, at 3:55 p. m., presented the same to the Governor for his approval.

GREER, Chairman.

HOUSE MESSAGE.

House of Representatives,
Austin, Texas, March 29, 1895.

Hon. Geo. T. Jester, President of the Senate:

I am directed by the House to inform the Senate that the House has passed the following bill, to wit:

Senate bill No. 197, "An act to sanction, ratify and confirm the title of the Texas and New Orleans Railroad Company to the railroad and to all the corporate rights, franchises and privileges of the Sabine and East Texas Railway Company, and to authorize the Texas and New Orleans Railroad Company to purchase, own, possess and operate the railroad and to purchase, own and exercise all the corporate rights, franchises and privileges of the Louisiana Western Extension Railroad Company and to authorize said Texas and New Orleans Railroad Company to own and operate said Sabine and East Texas Railway and said Louisiana Western Extension Railroad as part of its line."

Passed by the following vote:—Ayes 82, nays 15.

Also, that the House grants request of Senate for free conference committee on Senate bill 149, and the following members are appointed on said committee on part of the House: Messrs. Bramlette, McKinney, Morrison, McBride and Townsend of Lampasas.

Respectfully,

CHESTER HAILE, Chief Clerk.

(Senator Presler in the chair.)

On motion of Senator Goss, regular order of business was suspended to take up House bill No. 668, "An act to fix the time for holding the courts in the Forty-sixth Judicial District and to repeal all laws in conflict herewith."

Bill read second time.

By Senator Goss:

Amend by adding after the word "necessity" the words "and an emergency."

Adopted.

Bill passed to third reading.

On motion of Senator Goss, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—22.

Agnew.	Dickson.
Atlee.	Goss.
Bailey.	Greer.
Beall.	Harrison.
Bowser.	Lawhon.
Colquitt.	Lewis.
Darwin.	McKinney.
Dibrell.	Presler.

Shelburne. Steele.
Sherrill. Tips.
Simpson. Woods.
Nays—None.
Absent, excused.
Gage. Smith.
McComb. Whitaker.
Absent, not excused.
Boren. Rogers.
Dean.

Bill read third time, and passed by the following vote:

Yeas—22.

Agnew. Harrison.
Atlee. Lawhon.
Bailey. Lewis.
Beall. McKinney.
Bowser. Presler.
Colquitt. Shelburne.
Darwin. Sherrill.
Dibrell. Simpson.
Dickson. Steele.
Goss. Tips.
Greer. Woods.

Nays—None.

Absent, excused.
Gage. Smith.
McComb. Whitaker.

Absent, not excused.

Boren. Rogers.
Dean. Stafford.

On motion of Senator Greer, regular order of business was suspended to take up

House bill No. 73, "An act to restore to and confer upon the county court of Liberty, Jefferson and Atascosa counties the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of the State, to conform the jurisdiction of the district court of said counties to such change, and to repeal all laws in conflict with the provisions of this act in so far as relate to Liberty, Jefferson and Atascosa."

Bill read second time with committee amendments.

Committee amendments adopted.

Bill passed to a third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—21.

Agnew. Lawhon.
Beall. Lewis.
Bowser. McKinney.
Colquitt. Presler.
Darwin. Shelburne.
Dean. Sherrill.
Dibrell. Simpson.
Dickson. Steele.
Goss. Tips.
Greer. Woods.
Harrison.

Nays—None.

Absent, excused.
Gage. Smith.
McComb. Whitaker.

26—Senate

Absent, not excused.

Atlee. Presler.
Bailey. Stafford.
Boren.

Bill read third time, and passed by the following vote:

Yeas—21.

Agnew. Lawhon.
Bailey. Lewis.
Beall. McKinney.
Colquitt. Presler.
Darwin. Shelburne.
Dean. Sherrill.
Dibrell. Simpson.
Dickson. Steele.
Goss. Tips.
Greer. Woods.
Harrison.

Nays—None.

Absent, excused.
Gage. Smith.
McComb. Whitaker.

Absent, not excused.

Atlee. Rogers.
Boren. Stafford.
Bowser.

Senator Simpson moved to adjourn till Monday morning at 10 o'clock.

Senator Colquitt moved to adjourn till 10 o'clock tomorrow morning.

The motion to adjourn to 10 a. m. Monday was lost by the following vote:

Yeas—9.

Dickson. Presler.
Goss. Shelburne.
Greer. Simpson.
Harrison. Woods.
Lewis.

Nays—10.

Agnew. Dean.
Beall. Dibrell.
Bowser. McKinney.
Colquitt. Steele.
Darwin. Tips.

Absent, excused.

Gage. Smith.
McComb. Whitaker.

Absent, not excused.

Atlee. Rogers.
Bailey. Sherrill.
Boren. Stafford.
Lawhon.

Senate then adjourned to 10 a. m. tomorrow.

SIXTY-SEVENTH DAY.

Senate Chamber,
Austin, Texas, March 30, 1895.

Senate met pursuant to adjournment.

Lieutenant Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Agnew. Colquitt.
Atlee. Darwin.
Bailey. Dibrell.
Beall. Dickson.
Bowser. Gage.